## UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

)	
)	
)	
)	CIVIL ACTION
)	NO. 04-10284-NG
)	
)	
)	
)	
)	
)	

## SCHEDULING ORDER

Following the status conference held today pursuant to Fed. R. Civ. P. 16(a) and Local Rule 16.1, it is hereby **ORDERED** as follows:

- 1. The plaintiff shall complete all outstanding discovery, including responding to outstanding document requests and interrogatories, by **February 11, 2005.**
- 2. The plaintiff's deposition shall be completed by **March 2, 2005.**
- 3. All dispositive motions shall be filed by **March 31, 2005.**
- 4. The next status conference will be held on **March 10, 2005** at **10:00 AM** At that time, the parties shall be prepared to discuss:
  - (a) the status of the case
  - (b) scheduling for the remainder of the case through trial
  - (c) use of alternative dispute resolution programs
  - (d) consent to trial before the Magistrate Judge
- 5. The parties shall submit a brief joint statement no later than five (5) business days before the conference addressing the issues itemized in paragraph four (4) above. With respect to the use of ADR or having the

matter tried by a Magistrate Judge, the parties shall indicate whether an agreement has been reached, but are not obligated to identify their respective positions. If the parties agree to have the case tried by the Magistrate Judge, the enclosed form should be completed and returned to the Clerk's Office as soon as possible.

/ s / Judith Gail Dein

Judith Gail Dein United States Magistrate Judge

DATED: January 31, 2005

Unite	ED STATES DISTRICT COURT
	District of
Plaintiff V.	NOTICE, CONSENT, AND ORDER OF REFERENCE — EXERCISE OF JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE  Case Number:
Defendant	Cuse i tumber.

## NOTICE OF AVAILABILITY OF A UNITED STATES MAGISTRATE JUDGE TO EXERCISE JURISDICTION

In accordance with the provisions of 28 U.S.C. §636(c), and Fed.R.Civ.P. 73, you are notified that a United States magistrate judge of this district court is available to conduct any or all proceedings in this case including a jury or nonjury trial, and to order the entry of a final judgment. Exercise of this jurisdiction by a magistrate judge is, however, permitted only if all parties voluntarily consent.

You may, without adverse substantive consequences, withhold your consent, but this will prevent the court's jurisdiction from being exercised by a magistrate judge. If any party withholds consent, the identity of the parties consenting or withholding consent will not be communicated to any magistrate judge or to the district judge to whom the case has been assigned.

An appeal from a judgment entered by a magistrate judge shall be taken directly to the United States court of appeals for this judicial circuit in the same manner as an appeal from any other judgment of this district court.

## CONSENT TO THE EXERCISE OF JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE

In accordance with provisions of 28 U.S.C. States magistrate judge conduct any and all proceed conduct all post-judgment proceedings.	\$636(c) and Fed.R.Civ.P. 73, the parties in the dings in this case, including the trial, order the	
Party Represented	Signatures	Date
		_
O	RDER OF REFERENCE	
IT IS ORDERED that this case be referred United States Magistrate Judge, to conduct all proceand Fed.R.Civ.P. 73.		cordance with 28 U.S.C. §636(c)
Date	United States District Judge	

NOTE: RETURN THIS FORM TO THE CLERK OF THE COURT <u>ONLY IF</u> ALL PARTIES HAVE CONSENTED ON THIS FORM TO THE EXERCISE OF JURISDICTION BY A UNITED STATES MAGISTRATE JUDGE.